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August 19, 2011

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BY E-FILE

Cynthia Brown
Chief, Section of Administration
Surface Transportation Board
Office of Proceedings
395 E Street, SW
Washington, DC 20423

ENTERED
Office of Proceedings

AUG 19 2011

Part of
Public Record

Re: STB Docket No. AB 1020 (Sub-No. 1X), East Penn Railroad, LLC --
Abandonment Exemption -- In Montgomery County, PA

Dear Ms. Brown:

By decision served September 3, 2010, in this proceeding, the Surface Transportation Board ("Board") authorized the abandonment of the 2.14-mile line of railroad located between mileposts 0.0 and 2.14 in Montgomery County, PA. In that decision, the Board set September 3, 2011 as the consummation deadline.

By decision and notice of interim trail use or abandonment ("NITU") served October 5, 2010, the proceeding was reopened and a 180-day period was authorized for Montgomery County to negotiate an interim trail use/rail banking agreement for the 2.0-mile portion of the right-of-way between mileposts 0.0 and 2.0. The NITU negotiating period was extended until October 1, 2011 by decision served April 15, 2011.



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Page 2

East Penn Railroad, LLC ("ESPN") expects to close on a railbanking agreement with Montgomery County prior to October 1, 2011, and, thus, will not be consummating the abandonment of the portion of the line between mileposts 0.0 and 2.0. ESPN is currently in negotiations to sell the portion of the line between mileposts 2.0 and 2.14. ESPN does not expect to be able to close on that sale before the consummation deadline of September 3, 2011. Consequently, ESPN respectfully requests a 6-month extension, until March 3, 2012, of the consummation deadline

Sincerely,

A handwritten signature in black ink that reads "Karl Morell".

Karl Morell
Of Counsel

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